

AUG 4 2000

FAX 1600

OFFICIAL



RESTRICTION ELECTION FACSIMILE TRANSMISSION

DATE: August 3, 2000

FROM/ATTORNEY: Kristin E. Konzak, Reg No. 44,848, Patent Agent

FIRM: Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

PAGES, INCLUDING COVERSHEET: 10

PHONE NUMBER: 617-654-8024 Fax room, 617-348-4997 Direct

TO EXAMINER: P. Ponnaluri

ART UNIT: 1627

SERIAL NUMBER: 09/351,617

(703) 308 2742
FAX/TELECOPIER NUMBER: (703) 305-3704

**PLEASE NOTE: THIS FACSIMILE NUMBER IS TO BE USED ONLY
FOR RESPONSES TO RESTRICTIONS.**

COMMENTS: _____

IF YOU HAVE NOT RECEIVED ALL THE PAGES OF THIS TRANSMISSION, PLEASE CONTACT THE ATTORNEY AT THE TELEPHONE NUMBER LISTED ABOVE.

IN COMPLIANCE WITH 1026 OG 30, THE FILING DATE ACCORDED EACH OFFICIAL FAX TRANSMISSION WILL BE DETERMINED BY THE FAX MACHINE DATE STAMP FOUND ON THE LAST PAGE OF THE TRANSMISSION, UNLESS THAT DATE IS A SATURDAY, SUNDAY, OR FEDERAL HOLIDAY WITHIN THE DISTRICT OF COLUMBIA, IN WHICH CASE THE OFFICIAL DATE OF RECEIPT WILL BE THE NEXT BUSINESS DAY.

THE DOCUMENT(S) ACCOMPANYING THIS FACSIMILE TRANSMISSION CONTAIN(S) INFORMATION FROM THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH IS CONFIDENTIAL AND/OR LEGALLY PRIVILEGED. THIS INFORMATION IS FOR THE USE OF THE INDIVIDUAL OR FIRM NAMED ON THIS SHEET. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISCLOSURE, COPYING, DISTRIBUTION, OR THE TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS INFORMATION IS STRICTLY PROHIBITED. THE DOCUMENTS SHOULD BE RETURNED TO THE PATENT AND TRADEMARK OFFICE IMMEDIATELY. IF THIS FACSIMILE IS RECEIVED IN ERROR, PLEASE NOTIFY THE ATTORNEY LISTED HEREON IMMEDIATELY.

VIA FACSIMILE

Date of Deposit: August 3, 2000

PATENT APPLICATION -

Attorney Docket No. 15966-518 (Cura-18)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Mehta *et al.*

ASSIGNEE: CuraGen Corporation

SERIAL NUMBER: 09/351,617

EXAMINER: P. Ponnaluri

FILING DATE: July 12, 1999

ART UNIT: 1627

FOR: GENERAL SCREENING METHOD FOR LIGAND-PROTEIN INTERACTIONS

Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE AND AMENDMENT

In response to the July 5, 2000, Supplemental Restriction Requirement ("Restriction Requirement") in the above-identified application, Applicants elect to cancel claims 2-3, and all claims dependent therefrom, rather than to elect a species from Items 2A or 2B of the Restriction Requirement. Applicants elect the species comprising the combinatorial library of small organic molecules (^{claim 22}) in Item 2C of the Restriction Requirement. Applicants also provisionally elect, with traverse, to cancel claim 25, rather than to elect a species from Item 2D.

Please amend the application as follows.

IN THE CLAIMS:

Cancel elected claims 2-5 and 7-11 without prejudice. In addition, cancel claims 28-30 as pertaining to non-elected claims.

Provisionally cancel claim 25, subject to the outcome of the decision regarding Applicants' traverse of the Examiner's requirement to elect a species in Item 2D of the Restriction Requirement.

REMARKS

Upon entry of the amendments, claims 1, 6, 12-24, 26-27 and 31 will be pending in the application. Claims 2-5, 7-11 and 28-30 will be canceled without prejudice. Claim 25 will be provisionally canceled, without prejudice, pending the outcome of the traverse to the species election under Item 2D in the Restriction Requirement. Applicants reserve the right to pursue the